

THE HONORABLE ROBERT S. LASNIK  
TRIAL DATE: 9/14/2020

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TRESSA GRUMMER,

Plaintiff,

v.

WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS  
and ROBERT CARSRUD,

Defendants.

NO. 2:19-cv-00532-RSL

STIPULATED MOTION TO EXTEND  
EXPERT WITNESS DISCLOSURES  
AND DISCOVERY DEADLINES

Plaintiff Tressa Grummer and Defendants Washington State Department of Corrections and Robert Carsrud hereby submit this Joint Stipulated Motion to Extend Deadlines for Expert Witness Disclosures and for completing Discovery.

On June 7, 2019, this Court entered a Case Scheduling Order in this case. Under the Order, the Court set the deadline for a motion for expert witness disclosures as March 18, 2020, and the discovery cutoff for May 17, 2020. ECF No. 10 at 1.

For disclosure of experts and service of written reports, the parties stipulate that there is

STIPULATED MOTION TO EXTEND EXPERT  
DISCLOSURE AND DISCOVERY DEADLINES - 1  
Case No. 2:19-cv-00532-RSL

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1 good cause for the Court to extend the deadline for expert witness disclosure from the current  
 2 date of March 18, 2020 to April 17, 2020, or 145 days before the date set for trial. Plaintiff's  
 3 counsel, Sean M. Phelan, is an attorney of record in *Brzycki v. Harborview Medical Center and*  
 4 *University of WA*, 2:18-cv-01582-MJP. This case is set for trial on April 6, 2020, necessitating  
 5 attention to trial preparation by Ms. Phelan that would otherwise be directed to this case.  
 6 Similarly, Defendant's counsel, Scott A. Marlow, is an attorney of record in *Rispoli v.*  
 7 *Department of Children Youth and Family*, 19-2-09467-2 SEA. This case is also set for trial on  
 April 6, 2020, necessitating attention to trial preparation by Mr. Marlow.

8 Due to the above and due to the impact those extensions might have on on-going  
 9 discovery, good cause also exists for the extension of the discovery deadline in this case.  
 10 According to the case schedule, Dkt 10 at 1, the current deadline for completion of discovery is  
 May 17, 2020. The parties propose that this deadline be extended 30 days to June 15, 2020.

11 The parties stipulate to a rebuttal expert deadline of 30 days after the other party's  
 12 disclosure. *See* Fed. R. Civ. P. 26(a)(2)(D)(ii). Thus, the proposed stipulated deadlines are as  
 13 follows:

- 14 • Deadline for reports from expert witnesses under FRCP 26(a)(2) due: April 17, 2020
- 15 • Deadline for reports from rebuttal experts under FRCP 26(a)(2) due: May 18, 2020
- 16 • Deadline for discovery cutoff: June 15, 2020

17 The parties do not anticipate nor intend for these extensions to affect the remaining dates  
 18 set forth in the Court's case schedule.

19 For the foregoing reasons, the Court should grant the parties' Stipulated Motion and  
 20 extend the deadlines as outlined above.

1 RESPECTFULLY SUBMITTED this 6th day of March, 2020.

2 FRANK FREED SUBIT & THOMAS LLP

STATE OF WASHINGTON

3 By: /s/ Sean M. Phelan

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6 Attorneys for Plaintiff

Attorneys for Defendants

7  
8 IT IS SO ORDERED:

9 DATED: March 9, 2020.

11 

12 HONORABLE ROBERT S. LASNIK  
13 United States District Court Judge